

FILED

2010 APR 13 AM 10:38

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

CLERK  
U S DISTRICT COURT

THOMAS DAVIS,

PETITIONER,

V.

: CIVIL ACTION NO.09-1452

THE COUNTY OF ALLEGHENY  
AND ITS AGENCIES, OFFICE  
OF DISTRICT ATTORNEY,  
OFFICE OF PUBLIC DEFENDER,  
RESPONDENTS.

MOTION FOR RELIEF

AND NOW, comes the Petitioner Thomas Davis, pursuant to the provisions under Rule 60 (b)(2)(3) as follows:

1. This federal court has been mislead through fraudulent concealment which had an effect on the outcome of these proceedings and the proceedings at district court docket no.09-415 incorporated herein by opinion setforth in Heck V. Humphrey 114 S.CT. 2364, 2380, (1994):

2. Petitioner has been in an illegal pre-trial post-acquittal detention over the past nineteen and one half (19½) years due to the fraudulent concealment of the failure to disclose the disposition of the criminal case:

3. On February 26th, 1989, the petitioner was arrested and charged as a serial robber at information numbers 8904098/8904099/ 8904606/9100184/ in the Court of Common Pleas of Allegheny County:

AND NOW, THIS 16<sup>th</sup> DAY OF April, 2010

~~IT IS HEREBY~~

ORDERED THAT THE WITHIN  
MOTION IS DENIED.

  
GARY L. LANCASTER,  
UNITED STATES DISTRICT JUDGE